

## EXHIBIT K

# PretiFlaherty

Portland, ME

Augusta, ME

Concord, NH

Boston, MA

Washington, DC

Simon R. Brown  
sbrown@preti.com  
Direct Dial: 603.410.1555

*Via Hand Delivery*

March 4, 2019

Eileen Fox, Clerk  
NH Supreme Court  
One Charles Doe Drive  
Concord, NH 03301

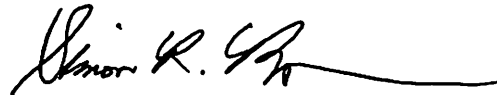
**RE: Paul Maravelias v. David DePamphilis**  
**Case No. 2018-0376**

Dear Clerk Fox:

Enclosed please find an original and seven (7) copies of Appellee's Itemization of Attorney's Fees and related Affidavit, for filing in the above-referenced case.

Thank you for your attention to this matter.

Sincerely,



Simon R. Brown

SRB/tew  
Enclosures

cc: Paul Maravelias, *pro se*

**EXHIBIT K**

**THE STATE OF NEW HAMPSHIRE  
SUPREME COURT**

**CASE #2018-0376**

**PAUL MARAVELIAS**

**V.**

**DAVID DEPAMPHILIS**

**AFFIDAVIT OF ATTORNEY'S FEES**

I, Simon R. Brown, being duly sworn, state as follows:

1. I am over 18 years of age and am competent to testify to the matters addressed in this affidavit.
2. This affidavit is based on my personal knowledge.
3. I am an attorney with the law firm of Preti, Flaherty, Beliveau & Pachios, PLLP, which represents the Appellee, David DePamphilis, in the above-captioned matter.
4. In light of the significant costs already incurred by Mr. DePamphilis in defending against Appellant's underlying stalking petition, I agreed to represent him in the instant appeal for a reduced, flat fee of \$4,000.00. My time entries, not including multiple hours that I cut, totaled 40 hours. Billed at \$100.00 per hour, those fees total \$4,000.00.

## **EXHIBIT K**

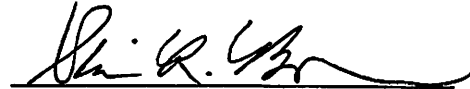
5. Appellant's filing of additional objectionable pleadings required responses that were not contemplated within the scope of the flat fee arrangement. Accordingly, undersigned counsel billed Mr. DePamphilis at the rate of \$225.00 per hour in connection with preparing Appellee's Request for Taxation of Costs and the Award of Attorney's Fees.

6. Appellee incurred legal fees in the amount of \$4,900.00 through December 28, 2018, for 43.0 hours of billed time spent in the defense of this appeal, which is itemized in the Summary attached as **Exhibit A** (which summary was prepared using the firm's billing system; it reflects the time entries that were contemporaneously recorded).

## EXHIBIT K

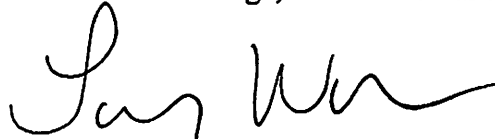
FURTHER AFFIANT SAITH NOT.

Dated: March 04, 2019

  
Simon R. Brown

State of New Hampshire  
County of Merrimack

Before me on this 4<sup>th</sup> day of March 2019 personally appeared the above-subscribed Simon R. Brown, and made oath that the statements contained are true and correct to the best of his knowledge, information and belief.

  
Notary Public/Justice of the Peace  
My Commission Expires: \_\_\_\_\_

Tammy Worthen, Notary Public  
My Commission Expires May 8, 2019

**PAUL MARAVELIAS V. DAVID DEPAMPHILIS APPEAL**  
**Summary/Itemization of Appellee's Supreme Court Attorney's Fees**  
**Case No. 2018-0376**

**TIME REPORT**

Date	Hours	Amount	Rate	Narrative
07/05/2018	0.80	80.00	100.00	Communications with client re: Mr. Maravelias' NOA concerning attorney's fees ruling; Conduct research of rules concerning Mandatory Appeals and related issues.
08/07/2018	0.40	40.00	100.00	Work on objection to Mr. Maravelias' Motion to Add Questions; Telephone call with client re: same.
08/08/2018	0.50	50.00	100.00	Further work on objection to Mr. Maravelias' Motion to Add Questions.
08/10/2018	0.20	20.00	100.00	Draft final revisions to Objection to Motion to Add Questions.
08/22/2018	1.00	100.00	100.00	Review NOA and Supreme Court's Orders concerning same; Email client and conduct telephone conference.
09/14/2018	1.40	140.00	100.00	Begin review of Mr. Maravelias' Brief received today.
09/18/2018	1.00	100.00	100.00	Work on outline for our Brief.
09/20/2018	5.00	500.00	100.00	Extensive review of record and Mr. Maravelias' Brief in preparation for drafting our Brief.
09/21/2018	0.20	20.00	100.00	Telephone call with client re: appeal-related issues.
09/26/2018	1.00	100.00	100.00	Further work on Supreme Court Brief (primarily Statement of Facts).
09/27/2018	3.20	320.00	100.00	Further work on Supreme Court Brief (primarily Statement of Facts).
09/29/2018	7.00	700.00	100.00	Work on Brief (research and Argument sections)
09/30/2018	7.00	700.00	100.00	Further work on brief (Argument sections)
10/01/2018	2.00	200.00	100.00	Work on brief (Argument sections)
10/02/2018	3.00	300.00	100.00	Work on, finalize, and file Brief.
10/11/2018	1.50	150.00	100.00	Review Mr. Maravelias' Reply Brief and Motion to Strike; Review Supreme Court rules relating to the Motion to Strike; Begin drafting Objection to Motion to Strike.
10/12/2018	1.00	100.00	100.00	Work on our Motion to Strike portions of Mr. Maravelias' Reply Brief ; Draft and send email to client re: Maravelias' Reply to Motion to Strike; Subsequent communications re: same.

**EXHIBIT K**

10/15/2018	0.30	30.00	100.00	Communications with client re: our response to Mr. Maravelias' Reply Brief.
10/16/2018	1.00	100.00	100.00	Further draft and revise Motion to Strike portions of Mr. Maravelias' Reply Brief.
10/18/2018	1.00	100.00	100.00	More work on the two pleadings (Objection to Motion to Strike and our Motion to Strike) to be filed in Supreme Court.
10/19/2018	0.50	50.00	100.00	Draft final revisions to the two pleadings and file same.
11/02/2018	0.40	40.00	100.00	Telephone call with client re: appeal-related issues.
12/03/2018	0.60	60.00	100.00	Review Supreme Court's order denying Mr. Maravelias' appeal; communications with client re: same.
12/27/2018	3.50	787.50	225.00	Legal research re: award of attorney's fees in Supreme Court; draft and revise Request for Taxation of Costs and the Award of Attorney's Fees.
12/28/2018	.50	112.50	225.00	Finalize and file Request for Taxation of Costs and the Award of Attorney's Fees.
<b>Billed Hours</b>	<b>40.00</b>	<b>\$4000.00</b>	<b>100.00</b>	
<b>Billed Hours</b>	<b>4.0</b>	<b>\$900.00</b>	<b>225.00</b>	
<b>Total Billed Hours</b>	<b>44.0</b>	<b>\$4,900.00</b>		

EXHIBIT K